

STATE OF IDAHO



BOARD OF DENTISTRY

MINUTES OF SPECIAL MEETING – June 8, 2021

The Idaho State Board of Dentistry convened a special meeting at 5:13 PM on June 8, 2021. The meeting was conducted by means of a video conference call. Board members participating in the conference call were: Dr. Nathan Catmull, Chairman; Dr. Brian Crawford; Dr. J Brett Comstock; Dr. Tyler Elison; Carolyn Brammer, RDH; and Meg Long, RDH. Dr. Dan Wilson and Mr. Daniel Kener, Consumer Member, were absent and excused. Stephanie Lotridge, Interim Executive Director was present and recorded the minutes. Michael Kane, Board counsel, and Tim Frost, Idaho Division of Occupational and Professional Licenses - Operations and Regulatory Bureau Chief, were also present via video conferencing.

Call to Order: At the appointed time, Dr. Catmull called this duly scheduled special meeting of the Idaho State Board of Dentistry to order. Notice of the Board's special meeting and agenda was given in the form and manner prescribed by the Idaho Open Meeting Act. The required quorum was present at all times during the meeting in order for the Board to take final action regarding matters on the agenda.

Public Comment

Dr. Catmull asked for public comment on the proposed changes in the omnibus rule chapter draft. There were none.

Status of Administrative Rules - IDAPA 24.31.01

Tim Frost gave a brief explanation of the circumstances requiring the Board to adopt temporary rules.

Dr. Comstock asked for reasoning behind removing all telehealth rules. Mr. Frost discussed the Governor's Executive Order (2020-13) which reduced barriers to economic recovery, waiving licensing requirements, and increasing telehealth access. Mr. Frost stated because of this Executive Order and the current statutes in the Telehealth Access Act, the Board's rules could be considered outside their statutory authority. Mr. Kane as the Board's legal counsel agreed with this statement.

Mr. Kane reviewed the rulemaking process. Mr. Frost reviewed the timelines associated with this process.

Dr. Elison asked about the change to the continuing education rule that now requires all active licensees to obtain thirty (30) continuing education credits to renew their license. His concern was when the temporary rule would be in effect for dental hygienists who have previously only had to report twenty-four (24) continuing education credits. Ms. Lotridge stated the temporary rule, if adopted, would be in effect on July 1, 2021. Ms. Lotridge stated the dental hygienists have recently concluded their renewal period and would essentially have two (2) years to obtain the extra six (6) continuing education over the current twenty-four (24) required during their 2021 renewal. Ms. Brammer asked if dental hygienists would be notified of this change. Ms. Lotridge stated the Board staff will make every effort to notify all dental hygienists.

Dr. Crawford made the following motion: Pursuant to Section 67-5226, Idaho Code, the Governor has found that temporary adoption of these rules is appropriate to protect the public health, safety, and welfare of the citizens of Idaho and confer a benefit on its citizens. These rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws. The expiration of these rules without due consideration and processes would undermine the public health, safety, and welfare, of the citizens of Idaho and deprive them of the benefit intended by these rules.

Therefore, we are adopting this temporary rule to be effective upon July 1, 2021. We are also rescinding our existing temporary rule with an effective date of July 1, 2021.

Ms. Carolyn Brammer seconded the motion, vote: 6 Aye, 0 Nay, 2 absent – Motion Carried

The meeting adjourned at 5:35 PM.

A handwritten signature in black ink, appearing to read 'Nathan Catmull', is written over a horizontal line.

Nathan Catmull, DDS
Chairman